

CITY COUNCIL
ATLANTA, GEORGIA

AN ORDINANCE BY

CITY UTILITIES COMMITTEE

00- 0-1475

AN ORDINANCE TO ABANDON WILKENS LANE S.W. FROM CUSHMAN CIRCLE S.W. TO SCOTT STREET S.W. AND TO ABANDON SCOTT STREET S.W. FROM IT'S INTERSECTION WITH WILKENS LANE S.W. TO A POINT APPROXIMATELY 502 FEET FROM THE INTERSECTION OF SCOTT STREET S.W. WITH BROWNLEE ROAD S.W. LYING AND BEING IN LAND LOTS 236, 237, AND 245 OF DISTRICT 14, FULTON COUNTY, GEORGIA AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has received a petition from the abutting property owner to abandon Wilkens Lane S.W. from Cushman Circle S.W. to Scott Street S.W. and to abandon Scott Street S.W. from it's intersection with Wilkens Lane S.W. to a point approximately 502 feet from the intersection of Scott Street S.W. with Brownlee Road S.W. lying and being in Land Lots 236, 237, and 245 of District 14; and

WHEREAS, the abutting property owner has met the requirements of Section 138-5 of the Code of Ordinances of the City of Atlanta; and

WHEREAS, the abandoned rights-of-way shall become part of the abutting owner's private property and their responsibility to maintain.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: An abutting property owner has petitioned for a street abandonment of Wilkens Lane S.W. from Cushman Circle S.W. to Scott Street S.W. and to abandon Scott Street S.W. from it's intersection with Wilkens Lane S.W. to a point approximately 502 feet from the intersection of Scott Street S.W. with Brownlee Road S.W. and has paid a fee of 2,500 dollars as specified by Section 138-5(a)(v) of the Code of Ordinances of the City of Atlanta.

SECTION 2: That the petitioner for the street abandonment has met all of the requirements of Section 138-5 of the Code of Ordinances of the City of Atlanta.

SECTION 3: That Wilkens Lane S.W. from Cushman Circle S.W. to Scott Street S.W. and Scott Street S.W. from it's intersection with Wilkens Lane S.W. to a point approximately 502 feet from the intersection of Scott Street S.W. with Brownlee Road S.W. lying and being in Land Lots 236, 237, and 245 of District 14 of Fulton County, as shown on the attached Exhibit "A", are hereby declared no longer useful or necessary for the public's use and convenience.

SECTION 4: That the City of Atlanta hereby abandons the aforementioned streets.

SECTION 5: That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed, or relocated, at which time, said easements shall expire.

SECTION 6: That the petitioner has agreed to the following conditions; that the security gates shall have a 24 hour security guard 7 days a week; that a 20 foot clear fire lane must be maintained for the entire length of Wilkens Lane and Scott Street; that a walk through gate must be maintained for access to the fire hydrant on Brownlee Road near Boulder Park Drive; and that current keys to all security gates shall be provided to the Atlanta Fire Department.

SECTION 7: That all costs associated with the appraisal report shall be charged to and paid from Account Number 1A01 524001 G55001.

SECTION 8: That the Mayor is hereby authorized to execute a quitclaim deed for said streets upon receipt of payment in the amount of the appraised value.

SECTION 9: That all funds received in excess of the cost of advertising and appraisal shall be allocated to the construction of sidewalks in the City of Atlanta. Account No. 3P02 491102 M22F03349999.

SECTION 10: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

A true copy,


Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

NOV 19, 2001
NOV 27, 2001

EXHIBIT "A"

LEGAL DESCRIPTION
LONDON TOWNE HOUSES, SECTION ONE

All that tract and parcel of land lying and being in Land Lots 236 and 237 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

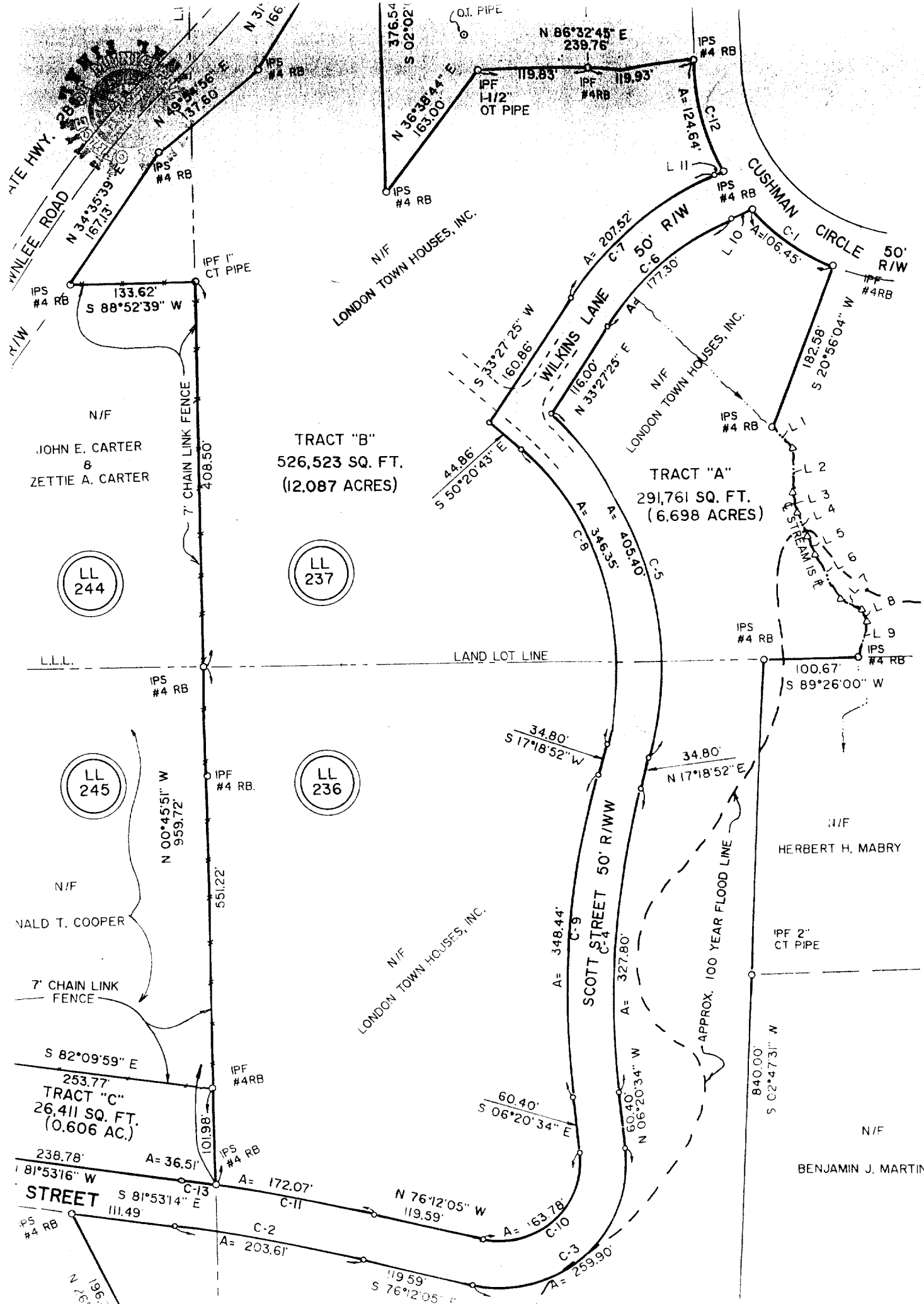
Beginning at a point on the North line of Land Lot 236, a distance of 105.6' east of the NW corner of said Land Lot, thence N 00°-27'-30" W a distance of 96.8' to a point; thence curving northeasterly along the arc of a curve with a radius of 163.7' a distance of 167.6' to a point; thence continuing northeasterly, mostly easterly along the arc of a curve with a radius of 119.4' a distance of 90.6' to a point; thence N 82°-09'-30" E a distance of 37.6' to a point at the intersection of the SW right of way of Scott Street with the NW right of way of Wilkins Lane, if extended, thence southerly along the SW right of way of said Scott Street following the curvature thereof a distance of 520.0' to a point; thence N 79°-38' W a distance of 168.0' to a point; thence N 30°-25'-30" W a distance of 165.0' to a point; thence S 89°-47' W a distance of 43.0' to a point; thence N 00°-27'-30" W a distance of 34.2' to a point and the point of beginning.

EXHIBIT "A"

LEGAL DESCRIPTION
LONDON TOWNE HOUSES, SECTION TWO

All that tract and parcel of land lying and being in Land Lot 236 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

Beginning at a point on the west line of land lot 236 a distance of 103.9' southerly of the NW corner of said land lot; thence N 84°-49'-30" E a distance of 181.0' to a point; thence S 30°-25'-30" E a distance of 102.0' to a point; thence S 79°-38' E a distance of 168.0' to a point on the westerly right of way of Scott Street; thence southerly and westerly along the right of way of said Scott Street following the curvature thereof a distance of 733.8' to a point; thence N 47°-01' W a distance of 42.0' to an iron pin on the west line of land lot 236; thence N 00°-10'-30" W along said line a distance of 420.0' to the point of beginning.



CURVE	
A=	106.45'
R=	238.76'
Δ=	25°30'
C=	106.45'
S	54°44'

CURVE	
A=	327.80'
R=	793.76'
Δ=	23°30'
C=	327.80'
N	05°29'

CURVE	
A=	207.52'
R=	347.76'
Δ=	34°30'
C=	207.52'
S	50°41'

CURVE	
A=	163.78'
R=	85.76'
Δ=	110°30'
C=	139.76'
S	48°43'

L- 1	8
L- 2	8
L- 3	8
L- 4	8
L- 5	8
L- 6	8
L- 7	8
L- 8	8
L- 9	8
L-10	8
L-11	8

RCS# 3279
11/19/01
2:59 PM

Atlanta City Council

Regular Session

00-O-1475 Abandon Wilkens Ln. from Cushman Circle
to Scott St., SW
ADOPT

YEAS: 9
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 4

Y McCarty	B Dorsey	Y Moore	Y Thomas
B Starnes	Y Woolard	Y Martin	Y Emmons
B Bond	B Morris	Y Maddox	NV Alexander
Y Winslow	N Muller	Y Boazman	NV Pitts

00-O-1475

00- 0 -1475

(Do Not Write Above This Line)

AN ORDINANCE

BY: CITY UTILITIES COMMITTEE

AN ORDINANCE TO ABANDON WILKENS LANE S.W. FROM CUSHMAN CIRCLE, S.W. TO SCOTT STREET, S.W. AND TO ABANDON SCOTT STREET, S.W. FROM IT'S INTERSECTION WITH WILKENS LANE, S.W. TO A POINT APPROXIMATELY 502 FEET FROM THE INTERSECTION OF SCOTT STREET, S.W. WITH BROWNLEE ROAD, S.W. LYING AND BEING IN LAND LOTS 236, 237 AND 245 OF DISTRICT 14, FULTON COUNTY, GEORGIA AND FOR OTHER PURPOSES.

10/16/00 Substitute Action to Reel (by Chairperson Muller) APPROVED without objection

RECEIVED BY OCT 16 2000 CITY COUNCIL

ADOPTED BY NOV 19 2001

COUNCIL

- ☒ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred 10/2/00

Referred To: City Utilities

Date Referred 10/16/00

Referred To: City Utilities

Date Referred

Referred To:

First Reading

Committee City Utilities
Date 10-2-00
Chair Chairperson Muller
Referred to City

Committee City Utilities
Date 10-10-00
Chair Chairperson Muller

Action: Fav/Adv, Hold (see rev. side)
Other:

Members
Chairperson Muller
Devin Starns

Refer To

Committee City Utilities
Date 10-31-00
Chair

Action: Fav, Adv, Hold (see rev. side)
Other:

Members
Chairperson Muller
Devin Starns

Refer To

Committee City Utilities
Date 11/13/01
Chair Chairperson Muller

Action: Fav, Adv, Hold (see rev. side)
Other:

Members
Chairperson Muller
Devin Starns

Refer To

Committee
Date
Chair

Action: Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To

FINAL COUNCIL ACTION

- ☒ 2nd
- ☐ 1st & 2nd
- ☐ 3rd
- Readings
- ☐ Consent
- ☐ V Vote
- ☐ RC Vote

CERTIFIED

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NOV 19 2001

ATLANTA CITY COUNCIL PRESIDENT

Mayor - A. Parker

CERTIFIED
NOV 19 2001

Richard Douglas Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

CERTIFIED
NOV 27 2001
Mayor - A. Parker